

KELLEY DRYE & WARREN LLP

A LIMITED LIABILITY PARTNERSHIP

WASHINGTON HARBOUR, SUITE 400

3050 K STREET, NW

WASHINGTON, D.C. 20007-5108

(202) 342-8400

NEW YORK, NY

CHICAGO, IL

STAMFORD, CT

PARSIPPANY, NJ

BRUSSELS, BELGIUM

AFFILIATE OFFICES

MUMBAI, INDIA

FACSIMILE

(202) 342-8451

www.kelleydrye.com

DIRECT LINE: (202) 342-8640

EMAIL: ckoves@kelleydrye.com

October 6, 2010

VIA ECFS

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

**RE: *In the Matter of the Petition of INTRADO COMMUNICATIONS OF VIRGINIA, INC.
for Arbitration Pursuant to Section 252(b) of the Communications Act of 1934,
as amended, to Establish an Interconnection Agreement with Central
Telephone Company of Virginia and United Telephone – Southeast, Inc., WC
Docket No. 08-33***

Dear Ms. Dortch:

On behalf of Intrado Communications of Virginia Inc. ("Intrado"), please find attached to this letter a corrected Thirty-Third Status Report in WC Docket No. 08-33. On October 5, 2010 the Thirty-Third Status Report was filed with the Federal Communications Commission (FCC) via the Electronic Comment Filing System and served via email on all relevant parties. It has come to our attention that two lines on page two of the October 5, 2010 filing were missing. Therefore, please accept a corrected copy of the Thirty-Third Status Report.

Please feel free to contact the undersigned with any questions. Thank you very much.

Sincerely,



Christopher S. Koves

Counsel to Intrado Communications of Virginia Inc.

Enclosures

October 6, 2010

Page Two

CC: William Dever, FCC, Wireline Competition Bureau
Carol Simpson, FCC, Wireline Competition Bureau
William Kehoe, FCC, Wireline Competition Bureau
Michele Levy Berlove, FCC, Wireline Competition Bureau
Matthew Warner, FCC, Wireline Competition Bureau
John E. Benedict, CenturyLink
Jeanne W. Stockman, CenturyLink

)	
)	
In the Matter of the Petition)	
of Intrado Communications of Virginia Inc. for)	
Arbitration Pursuant to Section 252(b) of the)	
Communications Act of 1934, as amended, to)	WC Docket No. 08-33
Establish an Interconnection Agreement with)	
Central Telephone Company of Virginia and)	
United Telephone - Southeast, Inc.)	
)	
)	

Intrado Communications of Virginia Inc. (“Intrado”), by its attorneys, respectfully submits this Thirty-Third Status Report in response to the request from staff of the Wireline Competition Bureau (“Bureau”) of the Federal Communications Commission (“Commission” or “FCC”).¹

As a result of the Bureau’s dismissal of Intrado’s petition for arbitration with Verizon South Inc. and Verizon Virginia Inc. (collectively, “Verizon”), Intrado believes that the status report can be narrowed to address two issues. First, Intrado will address appeals of two

DC01/KOVFC/428515.1

state commission arbitration decisions that are pending in federal court – one addressing Intrado’s arbitration with AT&T Ohio and one addressing Intrado’s arbitration with AT&T North Carolina. Second, Intrado also will address the status of its interconnection negotiations with CenturyLink (formerly, Embarq) in other states, including any state arbitration proceedings. This consolidated status report provides updated information regarding the status of each of the above matters.²

Ohio AT&T Litigation. AT&T’s appeal of an arbitration decision rendered by the Public Utilities Commission of Ohio (“PUCO”) concerning Intrado’s arbitration with AT&T Ohio is pending in the U.S. District Court for the Southern District of Ohio.³ There have been no additional developments in Ohio since the Thirty-Second Consolidated Status Report.

North Carolina AT&T Litigation. AT&T also has appealed an arbitration decision rendered by the North Carolina Utilities Commission (“NCUC”) regarding Intrado’s arbitration with AT&T North Carolina (“AT&T”).⁴ There have been no additional developments in North Carolina since the Thirty-Second Consolidated Status Report.

CenturyLink Matters. As noted in the Thirty-Second Consolidated Status Report, Intrado is engaged in negotiations with Central Telephone Company of Virginia and United Telephone – Southeast, Inc. (collectively, “CenturyLink”) to resolve the issues between the companies. These negotiations also involve interconnection arrangements between Intrado and CenturyLink entities in North Carolina and other states. The parties have not reached an

² Intrado will provide updates on other proceedings previously covered by these status reports upon the Bureau’s request.

³ *The Ohio Bell Telephone Company v. Public Utilities Commission of Ohio, et al.*, Complaint for Declaratory and Injunctive Relief, Case 09-CV-00918-ALM-MRA (S.D. Ohio filed Oct. 15, 2009).

⁴ *BellSouth Telecommunications, Inc. d/b/a AT&T North Carolina v. Finley*, Complaint for Declaratory and Injunctive Relief, Case 5:09-CV-00517-BR (E.D.N.C. filed Dec. 2, 2009).

agreement as a result of these discussions, but negotiations are ongoing. There have been no arbitration decisions or other developments since the Thirty-Second Consolidated Status Report.

Respectfully submitted,

**INTRADO COMMUNICATIONS OF
VIRGINIA INC.**



Craig W. Donaldson
Rebecca Ballesteros
INTRADO COMMUNICATIONS OF VIRGINIA INC.
1601 Dry Creek Drive
Longmont, CO 80503
Telephone: 720.494.5800
Facsimile: 720.494.6600

Steven A. Augustino
Edward A. Yorkgitis, Jr.
Christopher S. Koves
KELLEY DRYE & WARREN LLP
3050 K Street, NW
Suite 400
Washington, D.C. 20007-5108
Telephone: 202.342.8400
Facsimile: 202.342.8452

Date: October 5, 2010
[corrected October 6, 2010]

Its Attorneys

CERTIFICATE OF SERVICE

I, Christopher S. Koves, hereby certify that on the 6th day of October 2010, I served a corrected copy of the foregoing Status Report to the following parties via electronic mail.

Michele Levy Berlove
William Dever
William Kehoe
Carol Simpson
Mathew Warner
Federal Communications Commission
Wireline Competition Bureau
Competition Policy Division
445 12th Street, SW
Washington, D.C. 20554

Jeanne W. Stockman
CenturyLink
Mailstop #NCWKFR0313
14111 Capital Boulevard
Wake Forest, NC 27587

John E. Benedict
Director—Federal Regulatory Affairs
CenturyLink
801 Pennsylvania Avenue, NW
Suite 612
Washington, D.C. 20004



Christopher S. Koves